

SENATE BILL 5160

State of Washington 54th Legislature 1995 Regular Session

By Senators Owen and Prince; by request of Office of Financial Management

Read first time 01/12/95. Referred to Committee on Transportation.

1 AN ACT Relating to transportation appropriations; amending 1994 c
2 303 ss 18, 27, 31, 32, and 33 (uncodified); amending 1993 sp.s. c 23 s
3 34 (uncodified); and declaring an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 Sec. 1. 1994 c 303 s 18 (uncodified) is amended to read as
6 follows:

7 FOR THE DEPARTMENT OF TRANSPORTATION--MAJOR NONINTERSTATE HIGHWAY
8 CONSTRUCTION--PROGRAM C

9	Motor Vehicle Fund--State Appropriation . . . . .	\$	((75,200,000))
10			<u>73,600,000</u>
11	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	66,948,000
12	Motor Vehicle Fund--Local Appropriation . . . . .	\$	16,000,000
13	Transportation Fund--State Appropriation . . . . .	\$	((13,564,000))
14			<u>10,264,000</u>
15	Special Category C--State Appropriation . . . . .	\$	147,833,000
16	General Fund--State Appropriation . . . . .	\$	70,000,000
17	Puyallup Tribal Settlement Account--		
18	State Appropriation . . . . .	\$	44,024,000
19	Puyallup Tribal Settlement Account--		

1	Private Local Appropriation . . . . .	\$	6,000,000
2	TOTAL APPROPRIATION . . . . .	\$	((439,569,000))
3			<u>434,669,000</u>

4 The appropriations in this section are provided for the location,  
5 design, right of way acquisition, and construction of state highway  
6 projects designated as category "C" under RCW 47.05.030. The  
7 appropriations in this section are subject to the following conditions  
8 and limitations:

9 (1) The motor vehicle fund--state appropriation includes  
10 \$32,800,000 in proceeds from the sale of bonds authorized by RCW  
11 47.10.790 and 47.10.801. However, the transportation commission may  
12 authorize the use of current revenues available to the department of  
13 transportation in lieu of bond proceeds for any part of the state  
14 appropriation.

15 (2) The motor vehicle fund--state appropriation includes proceeds  
16 of up to \$8,400,000 from the sale of bonds authorized by House Bill No.  
17 2593 (highway improvement funding) or substantially similar  
18 legislation. If House Bill No. 2593 (highway improvement funding) or  
19 substantially similar legislation is not enacted by June 30, 1994, the  
20 amount provided in this subsection shall lapse.

21 (3) Up to \$44,000,000 of the motor vehicle fund--federal  
22 appropriation in this section is provided for construction of  
23 demonstration projects specified in the federal intermodal surface  
24 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The  
25 motor vehicle fund--state appropriation includes \$11,000,000 or so much  
26 as may be required for the federal match requirements, which shall be  
27 from the bond sales proceeds as authorized by RCW 47.10.819 through  
28 47.10.824. However, the transportation commission may authorize the  
29 use of current revenues available to the department of transportation  
30 in lieu of bond proceeds for any part of the state appropriation. No  
31 bond proceeds shall be used to pay for a federal demonstration study  
32 project.

33 (4) The special category C fund--state appropriation of  
34 \$147,833,000 includes \$89,000,000 in proceeds from the sale of bonds  
35 authorized by RCW 47.10.812 through 47.10.817 for the 1st Avenue South  
36 Bridge in Seattle, North-South Corridor/Division Street improvements in  
37 Spokane, and selected sections of State Route 18. However, the  
38 transportation commission may authorize the use of current revenues

1 available to the department of transportation in lieu of bond proceeds  
2 for any part of the state appropriation.

3 (5) Up to \$143,712,000 of the motor vehicle fund--state, motor  
4 vehicle fund--federal, motor vehicle fund--local, transportation fund--  
5 state, and general fund--state appropriations contained in this section  
6 are cumulatively provided from all funds, solely for construction  
7 projects already under construction as assumed in section 23(4),  
8 chapter 23, Laws of 1993 sp. sess. To the extent that the department  
9 projects that the general fund--state appropriation in this section  
10 will not be fully expended for the purposes of this section, the  
11 department may expend the general fund--state moneys appropriated in  
12 this section for the projects authorized in: As a first priority,  
13 section 20 of this act; as a second priority, section 21 of this act;  
14 and as a third priority, section 22 of this act. The general fund--  
15 state expenditure under this section and sections 20, 21, and 22 of  
16 this act, cumulatively, shall not exceed \$93,925,000.

17 (6) \$21,000,000 of the motor vehicle fund--state appropriation is  
18 provided solely for additional HOV lane projects on noninterstate state  
19 highways. Quarterly, beginning July 1, 1993, the department shall  
20 provide to the legislative transportation committee a list of the  
21 construction contracts awarded under this subsection and the amount of  
22 each contract award.

23 (7) Up to \$2,000,000 of the motor vehicle fund--state appropriation  
24 and \$1,000,000 of the motor vehicle fund--local appropriation contained  
25 in this section is provided solely for the construction of rest areas  
26 provided local and/or private contributions of at least forty percent  
27 of total project costs are made. Local and/or private contributions  
28 may be in the form of in-kind contributions including but not limited  
29 to donations of property and services.

30 **Sec. 2.** 1994 c 303 s 27 (uncodified) is amended to read as  
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MANAGEMENT AND**  
33 **FACILITIES--PROGRAM D**

34	Motor Vehicle Fund--State Appropriation . . . . .	\$	((29,589,000))
35			<u>28,889,000</u>
36	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	400,000
37	Motor Vehicle Fund--Transportation Capital Facilities		
38	Account--State Appropriation . . . . .	\$	42,230,000

1 TOTAL APPROPRIATION . . . . . \$ ((72,219,000))  
2 71,519,000

3 The appropriations in this section are subject to the following  
4 conditions and limitations:

5 (1) Up to \$750,000 of the motor vehicle fund--transportation  
6 capital facilities account--state appropriation is provided to  
7 implement the Americans with Disabilities Act (P.L. 101-336 42 U.S.C.  
8 Sec. 12101 et seq.).

9 (2) The transportation commission shall evaluate the current  
10 organizational structure of the department of transportation with  
11 regard to: (a) The number and allocation of full-time employees  
12 required to support the department's environmental efforts; (b) the  
13 qualifications of such full-time employees; (c) the amount of authority  
14 each environmental position carries; (d) the chain of command governing  
15 such environmental positions; (e) the effectiveness of the organization  
16 with regard to proactively negotiating environmental policies with  
17 state, federal, and local units of government; (f) the ability of the  
18 department to assimilate, incorporate, and disseminate environmental  
19 information between and among the department's various divisions,  
20 branches, sections, and districts; and (g) the ability of the  
21 department to plan, budget, and account for such environmental costs.  
22 The transportation commission shall develop a plan to maximize the  
23 effectiveness of the environmental activities within the department and  
24 shall provide specific recommendations regarding any organizational  
25 changes that may be warranted.

26 (3) Up to \$50,000 of the motor vehicle fund--state appropriation is  
27 provided solely for the computer aided engineering support team for the  
28 purpose of design visualization.

29 **Sec. 3.** 1994 c 303 s 31 (uncodified) is amended to read as  
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MAINTENANCE AND**  
32 **OPERATIONS--PROGRAM M**

33 Motor Vehicle Fund--State Appropriation . . . . . \$ ((238,156,000))  
34 241,156,000  
35 Motor Vehicle Fund--Local Appropriation . . . . . \$ 4,690,000  
36 TOTAL APPROPRIATION . . . . . \$ ((242,846,000))  
37 245,846,000

1 The appropriations in this section are subject to the following  
2 conditions and limitations:

3 (1) Up to \$300,000 of the motor vehicle fund--state appropriation  
4 is provided to develop and implement a roadside vegetation management  
5 plan to comply with the Puget Sound water quality authority management  
6 plan. Emphasis shall be placed on nonchemical vegetation control.

7 (2) Up to \$910,000 of the motor vehicle fund--state appropriation  
8 is provided for additional maintenance to prevent mechanical and  
9 electrical problems on floating bridges, maintenance on the Lacey V.  
10 Murrow floating bridge, and compliance with department of labor and  
11 industries maintenance regulations.

12 (3) Up to \$600,000 of the motor vehicle fund--state appropriation  
13 is provided for testing and disposal of hazardous materials and for  
14 interjurisdictional and/or interagency development of eight treatment  
15 facilities.

16 (4) Up to \$2,411,000 of the motor vehicle fund--state appropriation  
17 is provided to expedite and enhance traffic signal improvements.

18 (5) Up to \$2,700,000 of the motor vehicle fund--state appropriation  
19 is provided solely for work force safety equipment.

20 (6) It is the intent of the legislature that the legislative  
21 transportation committee study the impact upon the department of  
22 transportation of the utilities accommodation policy, requiring the  
23 removal of power poles, guy lines, and junction boxes adjacent to state  
24 highways. The committee shall report its findings to the legislature  
25 no later than November 15, 1995. No additional moneys are appropriated  
26 in this section for the purpose of doing additional utility clear zone  
27 work.

28 **Sec. 4.** 1994 c 303 s 32 (uncodified) is amended to read as  
29 follows:

30 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**  
31 **SUPPORT--PROGRAM S**

32 Motor Vehicle Fund--Puget Sound Capital Construction	
33 Account--State Appropriation . . . . .	\$ 1,109,000
34 Motor Vehicle Fund--State Appropriation . . . . .	\$ ((51,668,000))
35	<u>51,618,000</u>
36 Motor Vehicle Fund--Puget Sound Ferry Operations	
37 Account--State Appropriation . . . . .	\$ 1,105,000
38 Transportation Fund--State Appropriation . . . . .	\$ ((1,723,000))

1 5,023,000  
 2 TOTAL APPROPRIATION . . . . . \$ ((55,605,000))  
 3 58,855,000

4 Up to \$826,000 of the transportation fund--state appropriation is  
 5 provided for the implementation of chapter 47.46 RCW.

6 **Sec. 5.** 1994 c 303 s 33 (uncodified) is amended to read as  
 7 follows:

8 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSIT RESEARCH AND INTERMODAL**  
 9 **PLANNING--PROGRAM T**

10	Motor Vehicle Fund--State Appropriation . . . . .	\$	((15,631,000))
11			<u>15,581,000</u>
12	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	16,314,000
13	High Capacity Transportation Account--		
14	State Appropriation . . . . .	\$	18,300,000
15	Transportation Fund--State Appropriation . . . . .	\$	44,788,000
16	Transportation Fund--Federal Appropriation . . . . .	\$	5,852,000
17	Transportation Fund--Local Appropriation . . . . .	\$	100,000
18	Central Puget Sound Public Transportation Account--		
19	State Appropriation . . . . .	\$	18,563,000
20	Public Transportation Systems Account--State		
21	Appropriation . . . . .	\$	5,500,000
22	TOTAL APPROPRIATION . . . . .	\$	((125,048,000))
23			<u>124,998,000</u>

24 The appropriations in this section are subject to the following  
 25 conditions and limitations:

26 (1) Up to \$33,200,000 of the transportation fund--state  
 27 appropriation is provided for administrative costs, operating subsidies  
 28 for contracted AMTRAK 403(b) service, and for capital projects to  
 29 improve train speeds and service.

30 (2) Up to \$7,000,000 of the transportation fund--state  
 31 appropriation is provided for state participation in the planning and  
 32 construction of passenger rail depots and other passenger intermodal  
 33 facilities.

34 (3) The central Puget Sound public transportation account--state  
 35 appropriation and the public transportation systems account--state  
 36 appropriation shall be distributed to local transit agencies based on  
 37 the allocation process defined in chapter 393, Laws of 1993.

1 (4) Of the \$3,400,000 motor vehicle fund--state appropriation  
2 provided for regional transportation planning organizations, funds not  
3 allocated to such organizations may be used for a discretionary grant  
4 program for special regional planning projects, to be administered by  
5 the department of transportation.

6 (5) Up to \$250,000 of the motor vehicle fund--state appropriation  
7 contained in this section is provided solely for the Puget Sound  
8 transportation investment program. The program shall pay special  
9 attention to the Edmonds/Kingston run and development of an intermodal  
10 terminal at Point Edwards. Work on the program shall be completed and  
11 reported to the legislative transportation committee no later than June  
12 30, 1995.

13 (6) Up to \$1,500,000 of the transportation fund--state  
14 appropriation contained in this section is provided solely for the  
15 rural mobility program.

16 (7) Up to \$800,000 of the high capacity transportation account--  
17 state appropriation contained in this section, which does not require  
18 local match and is not subject to the allocation process specified in  
19 RCW 81.104.090, and up to \$700,000 of the transportation fund--state  
20 appropriation contained in this section is provided for the central  
21 Puget Sound regional transit authority for matching funds for grants  
22 from subsection (bbb) and subsection (ccc) of section 3035 of United  
23 States P.L. 102-240 and for other costs required by RCW 81.104.140.

24 **Sec. 6.** 1993 sp.s. c 23 s 34 (uncodified) is amended to read as  
25 follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**  
27 **PROGRAM U**

28	Motor Vehicle Fund--State Appropriation . . . . .	\$	((30,124,000))
29			<u>29,524,000</u>
30	Motor Vehicle Fund--Puget Sound Ferry Operations		
31	Account--State Appropriation . . . . .	\$	2,000,000
32	TOTAL APPROPRIATION . . . . .	\$	((32,124,000))
33			<u>31,524,000</u>

34 NEW SECTION. **Sec. 7.** If any provision of this act or its  
35 application to any person or circumstance is held invalid, the

1 remainder of the act or the application of the provision to other  
2 persons or circumstances is not affected.

3 NEW SECTION. **Sec. 8.** This act is necessary for the immediate  
4 preservation of the public peace, health, or safety, or support of the  
5 state government and its existing public institutions, and shall take  
6 effect immediately.

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